

Brandon H. Brown (SBN 266347)
KIRKLAND & ELLIS LLP
555 California Street
San Francisco, CA 94104
Telephone: (415) 439-1400
Facsimile: (415) 439-1500
Email: brandon.brown@kirkland.com

Todd M. Friedman (*admitted pro hac vice*)
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, NY 10022
Telephone: (212) 446-4800
Facsimile: (212) 446-4900
Email: todd.friedman@kirkland.com

Attorneys for Plaintiff RED HAT, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

RED HAT, INC.,

Plaintiff,

v.

VIRTAMOVE, CORP.,

Defendant.

CASE NO. 5:24-CV-04740-PCP

**DECLARATION OF BRANDON H.
BROWN IN SUPPORT OF
PLAINTIFF RED HAT'S REPLY IN
SUPPORT OF ITS CONTINGENT
MOTION TO CONDUCT
JURISDICTIONAL DISCOVERY**

Jury Trial Demanded

Hearing Date: December 12, 2024
Time: 10:00 a.m.
Location: Courtroom 8, 4th Floor
Judge: Hon. P. Casey Pitts

1 I, Brandon H. Brown, declare as follows:

2 1. I am an attorney licensed to practice law in California and am a partner with the law firm of
3 Kirkland & Ellis LLP, located at 555 California Street, San Francisco, CA 94104. I am counsel for
4 Plaintiff Red Hat, Inc. ("Plaintiff" or "Red Hat") in this action. I submit this declaration pursuant to
5 Civil Local Rules 7-2(d) and 7-5 in support of Plaintiff Red Hat's Reply in Support of Its Contingent
6 Motion to Conduct Jurisdictional Discovery (the "Reply"). I have knowledge of the facts set forth
7 herein, and if called to testify as a witness, could do so competently under oath.

8 2. Attached as **Exhibit 1** is a true and correct copy of excerpts from the October 10, 2024
9 Deposition Transcript of Susan Cameron, taken in *VirtaMove Corp. v. Hewlett Packard Enter. Co., et*
10 *al.*, Case No. 2:24-cv-00093-JRG.

11 3. Attached as **Exhibit 2** is a true and correct copy of excerpts from the August 27, 2024
12 Deposition Transcript of Susan Cameron, taken in *VirtaMove Corp. v. Amazon.com, Inc., et al.*, Case
13 No. 7:24-cv-00030-ADA-DTG and produced in *VirtaMove Corp. v. International Business Machines,*
14 *Corp.*, Case No. 2:24-cv-00093-JRG (Lead Case), Case no. 2:24-cv-00064-JRG (Member Case) as
15 VM_IBM_0000465-0000520.

16 4. I declare under penalty of perjury under the laws of the United States of America that the
17 foregoing is true and correct.

18 Executed on November 8, 2024 in San Francisco, CA.

19
20 /s/ Brandon H. Brown
21 Brandon H. Brown
22
23
24
25
26
27
28